whereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Attorney Docket No.: 019186-0029101



Assistant Commissioner for Patents Attn: Box Missing Parts. Washington, D.C. 20231

TOWNSEND and TOWNSEND and CREW LLP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HORN et al.

Application No.: 09/768,843

Filed: January 23, 2001

For: METHODS AND APPARATUS FOR SCHEDULING, SERVING, RECEIVING MEDIA-ON-DEMAND FOR CLIENTS, SERVERS ARRANGED ACCORDING TO CONSTRAINTS ON RESOURCES

Attn: Box Missing Parts

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

application:

Examiner:

Art Unit:

TRANSMITTAL LETTER -RESPONSE TO NOTICE OF MISSING **PARTS**

Pursuant to the Notice to File Missing Parts of Nonprovisional Application, dated April 26, 2001, enclosed are the following to be made of record in the above-identified

- 1) Executed Declaration
- 2) Power of Attorney and Certificate of Assignee Under 37 C.F.R. § 3.73(b)
- 3) Statement Under 37 CFR 3.73(b)
- 4) Assignment
- 5) Copy of Notice of Missing Parts

HORN et al. Application No.: 09/768,843 Page 2

Please charge Deposit Account No. 20-1430 for the following fees:

Small Entity:

- (a) Filing Fee (§ 1.16(a)) (Small Entity)
- (b) Excess Claims Fees (§ 1.16(b), (c)):

(c) Missing Parts Surcharge

65

TOTAL FEES TO BE CHARGED

65

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to Deposit Account No. 20-1430. This Transmittal Letter is submitted in triplicate.

Respectfully submitted,

Gregory E. Stanton Reg. No. 45,127

Customer No. 20350

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CATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/768,843

01/23/2001

Gavin Horn

019186-002910

CONFIRMATION NO. 1492

TOWNSEND AND TOWNSEND AND CREW TWO EMBARCADERO CENTER **EIGHTH FLOOR** SAN FRANCISCO, CA 94111-3834



Date Mailed: 04/26/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/27/2001 KZEWDIE 00000024 201430 65.00